

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND				
1 Date of Request: <u>8/11/10</u>		2 Serial/Patent # <u>09/822,433</u>		
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
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	Amendment			\$
<input checked="" type="checkbox"/>	Extension of Time	<u>2/4/10</u>	<u>2/4/10</u>	\$ <u>1,110.50</u>
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8 TO BE REFUNDED BY:				
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10 REASON:				
	Overpayment			
	Duplicate Payment			
<input checked="" type="checkbox"/>	No Fee Due (Explanation):			
<div style="font-size: 1.2em;">Filed in wrong application.</div>				
11 REFUND REQUESTED BY:				
TYPED/PRINTED NAME: <u>Carl Friedman</u>		TITLE: <u>Petitions Examiner</u>		
SIGNATURE:		PHONE: <u>2-6842</u>		
OFFICE: <u>Office of Petitions</u>				
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APPROVED:		DATE: <u>08/11/10</u>		

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

February 5, 2010

Appl. No. : 09/822,433
Applicant : PACIONE, Joseph
Filed : April 2, 2001
Title : ANCHOR SHEET AND ANCHOR SHEET MODULE
Art Unit : 3635
Examiner : CANFIELD, Robert J.
Docket No. : 18856-12US-1-1
Customer No. : 20988

VIA ELECTRONIC FILING SERVICE

United States Patent and Trademark Office
Randolph Building
401 Dulany Street
Alexandria, VA 22314
U.S.A.

REQUEST FOR REFUND OF FEES AND

PETITION TO EXPUNGE DOCUMENTS SUBMITTED

IN INCORRECT APPLICATION, PURSUANT TO 37 CFR 1.59(b)

Sir:

The Office is hereby petitioned to expunge the following documents from the above-noted file:

Mail Room Date	Document Code	Document Description	Page Count
02-04-2010	A...	<u>Amendment/Req. Reconsideration-After Non-Final Reject</u>	1
02-04-2010	CLM	<u>Claims</u>	4
02-04-2010	REM	<u>Applicant Arguments/Remarks Made in an Amendment</u>	3
02-04-2010	WFEE	<u>Fee Worksheet (PTO-875)</u>	2
02-04-2010	N417	<u>EFS Acknowledgment Receipt</u>	3
02-04-2010	XT/	<u>Extension of Time</u>	2
02-04-2010	DIST	<u>Terminal Disclaimer Filed</u>	2

The documents identified above were erroneously submitted in the above-referenced file using the United States Patent and Trademark Office Electronic Filing System. All such documents correctly pertain to commonly-owned United States Patent Application No. 10/543,902, also in the

HOJUSMENT date: 08/11/2010 GARLOS
02/08/2010 INTERSW 00003382 195113 09822433
01 FC:1253 1110.00 CR

name of Joseph Pacione. The application data referenced in each of the documents clearly identifies the correct and intended Application No. 10/543,902. Applicant's attorney mistakenly entered the incorrect serial number when filing the documents using the Electronic Filing System. Applicant's attorney has already re-submitted the documents in the correct file, Serial No. 10/543,902.

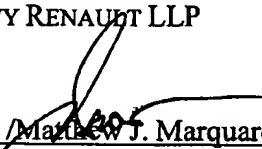
Request for Refund

Further, the Office is requested to refund the \$1110 extension fee erroneously charged to Application 09/822,433. We also request refund of any other fees that may have been charged to Application 09/822,433 on February 4, 2010.

The Office is authorized to charge the petition fee of \$200.00 as set for in 37 CFR 1.17(g), and any further payment required to support this petition, to Deposit Account No. 195113 in the name of Ogilvy Renault LLP.

Should anything further be required in this matter the Office is requested to contact Applicant's attorney, Christopher N. Hunter by telephone at 416-216-1906.

Respectfully submitted,
OGILVY RENAULT LLP

By  /
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On behalf of
Christopher N. Hunter (Reg. No. 52,528)
Tel.: (416) 216-1906